



CITY OF CHICAGO

DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

AGREED BUSINESS LICENSE PLAN OF OPERATION

Licensee: Pulaski Adams One, Inc.
Premises: 4001 W. Adams Street
Chicago, Illinois 60624
License: Retail Food, Retail Tobacco
Account: 432091, site 1

The City of Chicago Department of Business Affairs (BACP) and the above-named license have agreed that the following conditions will be met to ensure that the operation of a retail store that sells tobacco products will not cause a public nuisance or deleterious impact on the health, safety and welfare of the community. Furthermore and pursuant to Chapter 4-4-313 of the Municipal Code of Chicago, all pre-license conditions must be met before a retail tobacco license will issue:

1. **Restricted Hours of Operation** – The Licensee agrees that the premises will be open for business only during the hours of 8:00 a.m. until 9:00 p.m.
2. **Security** – The Licensee agrees to retain an independent licensed and bonded security firm to perform the following:
 - Supply one trained, licensed, armed and uniformed security guard, who shall patrol both the interior and the immediate exterior areas of the licensed premises between the hours of 5:00 p.m. and 9:00 p.m. every day.
 - The security guard shall patrol within the premises to ensure customers conduct themselves in a lawful manner and do not loiter.
 - The security guard shall take affirmative steps to move loiterers and trespassers located outside the business away from the premises so that sidewalks and entrances to the business are not occupied or impeded by such persons.
 - The security guard shall immediately report any and all illegal activities occurring on or within sight of the licensed premises to 911.
 - The security guard shall maintain a log that lists all events requiring intervention and all calls to 911. This log shall document the date, time, reason and outcome of the event or phone call.

- The security guard shall sign criminal complaints and testify in court as necessary.
3. **Outdoor Lighting:** The Licensee shall install and maintain adequate lighting on all sides of the licensed premises. Lighting shall include 500-watt halogen or LED fixtures and be able to produce discernable images from a distance of 15 feet on all sides of each entry and exit. All exterior light fixtures must have the required public way use permits.
4. **Security Cameras:** The Licensee shall install, at minimum, an eight (8) camera security system canvassing the interior and exterior of the premises as follows:
- Exterior cameras shall be positioned to view the Licensee's main entrance as well as the side of the building.
 - The camera system shall have sufficient interior high-definition cameras to provide coverage of all areas inside the premises;
 - The cameras shall be sufficiently light-sensitive to provide image resolution of clearly discernable images;
 - Exterior cameras shall be designed to operate at night and have light sensitivity and image resolution to produce discernable images.
 - The cameras shall be able to record discernable images from a minimum of 15 feet in front of and on the sides of any business entrance;
 - The camera system shall be centrally monitored and shall record continuously while the establishment is open to the public;
 - The images recorded by the cameras shall be capable of being viewed through use of compact disc, electronic file transfer, and other digital media and shall be capable of being transferred to a variety of portable forms of media including, but not limited to, compact disc and digital video disc;
 - The Licensee shall maintain video recordings for a minimum of 30 days and indexed by date and time. All recordings shall be stored at the licensed premises in a secured manner and shall be made available within 24 hours of a request by any City of Chicago agency;
 - The Licensee shall sign up for the OEMC Private Camera program.
 - The Licensee will post signage notifying the public of the presence of the video surveillance cameras.
 - All exterior cameras must have the required public way use permits.

5. **Unobscured Windows** – The Licensee agrees to ensure that signage on store windows will be limited and not obstruct a clear view to the interior.
6. **Signage** – The Licensee agrees that any exterior signs will meet the requirements of the Municipal Code of Chicago including but not limited to Chapter 17-12, Chapter 13-96, and Chapter 13-20. The Licensee further agrees that in order to ensure the building does not continue to be an eyesore in the community some of the signs will be removed.
7. **Sale of Unstamped Tobacco Products** – The Licensee agrees that it is familiar with and shall abide by Chapters 3-42-020 and 3-42-025 of the City of Chicago Municipal Code, which prohibit the sale of tobacco products without the required city and county tax stamp.
8. **Sale of Tobacco Products or Accessories by Minors Prohibited** – The Licensee agrees that it is familiar with and shall abide by Chapter 4-64-345 of the City of Chicago Municipal Code and will not sell tobacco products or tobacco accessories to any individual under the age of 21 years. The licensee agrees that it shall institute a strict, written policy which will require employees to check the identification of all patrons purchasing tobacco to ensure compliance with the MCC. Given that the Licensee is responsible for the acts of its employees, Licensee will ensure that every employee is trained to follow this policy regarding requesting identification of all persons purchasing such tobacco merchandise prior to any employee working behind the register.
9. **Posting of Warning Sign to Minors** – The Licensee agrees that it is familiar with and shall abide by Chapter 4-64-360 of the City of Chicago Municipal Code and will display a sign in a conspicuous location inside the licensed premises that reads, “It Is A Violation Of The Law For Cigarettes Or Other Tobacco Products Or Tobacco Accessories To Be Sold To Any Person Under The Age Of 21. Any Person Who Violates This Law Is Subject To A Fine And Possible Imprisonment.”
10. **Restrictions on Hiring Persons Under 21 Years of Age** – The Licensee agrees that it is familiar with and shall abide by Chapter 4-64-520 of the Chicago Municipal Code, which allows a retail tobacco dealer to employ a person under 21 years of age to work on the licensed premises IF the person under 21 years of age has no duties relating to the sale, dispensing, service or delivery of tobacco products on the premises.
11. **Recordkeeping** – The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-500 of the Chicago Municipal Code, which requires a retail tobacco dealer to keep a book in which details of all purchases of cigarettes are recorded, and which book is available for inspection upon request by the City of Chicago.

12. **Sale of Single Cigarettes** – The Licensee agrees that it is familiar with and shall abide by Chapter 4-64-350 of the City of Chicago Municipal Code, which prohibits offering for sale or selling any cigarette or tobacco that is not in its original factory-wrapped package.
13. **Sale of Bidi Cigarettes** – The Licensee agrees that it is familiar with and shall abide by Chapter 4-64-355 of the City of Chicago Municipal Code, which prohibits offering for sale or selling any bidi cigarette. Licensee further agrees not to offer for sale or sell any cigarette wrapping paper or leaf that is impregnated, scented with, or dipped in alcoholic liquor, chocolate, fruit flavoring, vanilla, or honey.
14. **Sale of Electronic Cigarettes** – The Licensee agrees that it is familiar with and shall abide by Chapter 7-32-010 of the City of Chicago Municipal Code, and which includes electronic cigarettes in the definition of tobacco products thereby subjecting E-cigarettes to the same restrictions as other tobacco products.
15. **Sale of Synthetic Marijuana and Synthetic Stimulants** – The Licensee agrees that it is familiar with and shall abide by Chapters 4-4-333 and 4-4-334 of the City of Chicago Municipal Code, which prohibit the possession, sale, offering for sale, or concealment of any product containing hallucinogenic substances and synthetic stimulants, including but not limited to bath salts.
16. **No Loitering Tolerated** – The Licensee agrees to urge loiterers NOT to congregate on the public way in front of or on the side of the business. The Licensee agrees to call 911 to report illegal activity including but not limited to loitering in or adjacent to the business premises, and also to sign complaints.
17. **911 & Incident Logs** – The Licensee agrees to keep and maintain a Log of all calls to 9-1-1 and an Incident Log on which the owner and / or employees record any illegal activity observed inside or outside of the licensed premises. Both logs shall be kept on the licensed premises for a period of one year and made available to CPD or BACP upon request.
18. **Cooperation with Chicago Police Department** – The Licensee agrees to attend (or have a representative attend) all C.A.P.S. meetings and other similar CPD sponsored meetings to improve awareness with community concerns of problems within the neighborhood. The Licensee further agrees to cooperate with the police department in any and all incident investigations.
19. **Community Participation** – The Licensee agrees to work with the local alderman and community groups to address any issues with the operation of the business. Further, the Licensee agrees to provide a name and contact information for the responsible party for the business to the local alderman's office.

20. **Trash and Garbage Disposal** – The Licensee agrees to remove any weeds, trash and debris outside of the business including the parking lot and the front, sides, and rear of the premises. The Licensee agrees to maintain a regular schedule of cleaning at least twice each day.
21. **Store Policies** – The Licensee agrees that it is familiar with and shall abide by the Rules and Regulations for Retailers, including Rule 20 which requires posting its refund, return, and check-writing policies in a conspicuous manner on a sign at each cash register or other centrally located area accessible to the public. If the Licensee has a credit or debit card policy imposing a minimum charge for use of a credit or debit card, such policy must also be posted in a conspicuous manner.
22. **Price Marking** – The Licensee agrees that it is familiar with and shall abide by the Rules and Regulations for Retailers, including Rule 31, which requires individual price marking all items for sale in the establishment.
23. **Sale of Unlicensed Merchandise** – The Licensee agrees that it will not stock, display or sell merchandise that is not officially licensed. Such merchandise may infringe upon trademarks and is illegal.
24. **Sale of Outdated Food and Over-the-Counter Medications** – The Licensee agrees that no outdated and expired products will be shelved and sold with fresh products.
25. **Receipts** – The Licensee agrees that it is familiar with and shall abide by the Rules and Regulations for Retailers, including Rule 32, which requires the licensee to supply a written receipt for each transaction that contains at a minimum, the date and amount of the transaction, and the name and location of the retailer.
26. **Cooperation with Inspections** – The Licensee agrees that it is familiar with and shall abide by MCC 4-64-500(3) which requires the following:
- (i) Licensees and their agents who sell tobacco shall present valid government-issued identification when an authorized City investigator has identified himself and requested such identification.
 - (ii) Licensees and their agents shall be prohibited from closing and locking safe doors and other doors, including but not limited to doors to closets and storerooms, when an authorized City investigator has identified himself and announced his intention to inspect the premises for compliance with the requirements of this Code.
 - (iii) Licensees and their agents shall immediately stop selling cigarettes and other tobacco products when an authorized City investigator has identified himself and announced his intention to inspect the premises for compliance with the requirements of this Code.

(iv) Within thirty minutes of the arrival of any authorized City investigator charged with responsibility for inspecting the licensed premises, the licensee shall have a person available on site to open any locked safe or door where unstamped cigarettes may be hidden.

The agreed conditions of the License Plan of Operation are legally binding and may be enforced by City of Chicago enforcement authorities. Violations of the above-stated agreed conditions may result in the imposition of a fine and / or suspension or revocation of all business licenses issued to the licensee. Violations of the above-stated agreed conditions may also result in the issuance of cease and desist orders prohibiting the activity which violates the conditions of the license.

The agreed conditions of the License Plan of Operation shall apply to the business address and licensee and to all officers, managers, members, partners and direct or indirect owners of the entity which is licensed. The sale of the business to other persons purchasing the stock of the licensed entity shall be subject to the same agreed conditions set forth in this plan of operation.

It shall be the duty of every person conducting, engaging in, operating, carrying on, or managing the above-mentioned business entity to post this License Plan of Operation next to the business license certificates in a conspicuous place at the business address.

Licensee: Pulaski Adams One, Inc.
4001 W. Adams Street
Chicago, Illinois 60624

By:  Date: 5-26-2020
Mohammed Nassar, President

And

By:  Date: 5-27-2020
Tamara B. Starks, Deputy Commissioner
Business Affairs and Consumer Protection